

**CLASS D1, EDIBLE PRODUCTS****SECTION I - CLASS DEFINITION**

This class provides for design patents claiming ornamental designs for:

1. Mineral block-type edible products
2. Food products composed of distinct composite ingredients
3. Simulative food products
  - (1) Note. The term “simulative” is defined as an ornamental feature or features included as part of a patented design that show the ornamental appearance of another article either as applied ornamentation or form.
4. Ice cream cone or cup
5. Food products with enclosed openings
6. Food products scored for portion control
7. Food products with a visible concavity for food
8. Food products with a convoluted exterior
9. Pasta-type foods
10. Candy
11. Cracker- or cookie-type foods
12. Bread or cake type
13. Substantially circular in plan
14. Miscellaneous
  - (1) Note. Design patents in this class are classified by what is claimed and shown in full lines only. Broken, hatched, or stippled lines, which may be included in design patent drawings, are considered as environment only.

**SECTION II - REFERENCES TO OTHER CLASSES****SEE OR SEARCH CLASS:**

- 127, Sugar, Starch, and Carbohydrates.  
 426, Food or Edible Material: Processes, Compositions, and Products.  
 D7, Equipment for Preparing or Serving Food or Drink Not Elsewhere Specified, subclasses 300 through 322 for beverage serving vessel; subclasses 500-588 for china, glassware, serving vessel, or tray; subclasses 590-600 for condiment dispenser, caster, or caddy; and subclasses 601-641 for food holder or storage receptacle.  
 D9, Packages and Containers for Goods, for disposable food wrapper, box, bottle, etc.  
 D11, Jewelry, Symbolic Insignia, and Ornaments, subclass 184 for inedible cake or pastry decoration.  
 D24, Medical and Laboratory Equipment, subclasses 100 through 104 for pharmaceutical product, including suppository; and subclass 117 for ampoule.  
 D27, Tobacco and Smokers' Supplies, subclasses 100 and 101 for tobacco product.  
 D28, Cosmetic Products and Toilet Articles, subclasses 4 through 8.2 for cosmetic products, including soap, dyes, lipstick, and lip balm.

**SUBCLASSES****100 MINERAL BLOCK:**

This subclass is indented under the class definition. Design for edible solid compressed salt mass.

- (1) Note. An example of a design classified in this subclass is a “salt lick”.

**SEE OR SEARCH CLASS:**

- D24, Medical and Laboratory Equipment, subclasses 100 through 104 for pharmaceutical product, including suppository; and subclass 117 for ampoule.  
 D25, Building Units and Construction Elements, subclasses 113 through 118 for construction block.

**101 DISTINCT COMPOSITE INGREDIENTS:**

This subclass is indented under the class definition. Design for edible food product composed of separate or combined food forms.

- (1) Note. Examples of design classified in this subclass are “hot dog and bun” or “ice cream and cone”.
- (2) Note. Included in this subclass is a food holder when molded integrally or formed with an edible product.

## SEE OR SEARCH CLASS:

- 426, Food or Edible Material: Processes, Compositions, and Products, subclass 95 for dough or batter food containing frozen food product, subclass 101 for combined ice cream and edible covering, subclass 132 for food with an inedible feature that constitutes a package, subclass 139 for edible material or casing for a frozen food, subclass 143 for food product having an open-ended cavity, or subclass 514 for hollow mold or casing for food.
- D7, Equipment for Preparing or Serving Food or Drink Not Elsewhere Specified, subclasses 500 through 588 for china, glassware, serving vessel or tray; subclasses 590-600 for condiment dispenser, caster, or caddy; and subclasses 601-641 for a food holder or storage receptacle.
- D9, Packages and Containers for Goods, for disposable food wrappers, boxes, and bottles.
- D24, Medical and Laboratory Equipment, subclasses 100 through 104 for pharmaceutical products.
- D27, Tobacco and Smokers' Supplies, subclasses 100 and 101 for designs for cigarette.
- D28, Cosmetic Products and Toilet Articles, subclasses 4 through 8.2 for designs for cosmetic products, including soap, dyes, lipstick, and lip balm.

**102 With inedible holder:**

This subclass is indented under subclass 101. Design that includes inedible support such as frozen confection or candy that includes stick-type handle.

## SEE OR SEARCH CLASS:

- D7, Equipment for Preparing or Serving Food or Drink Not Elsewhere Specified, subclasses 500 through 588 for china, glassware, serving vessel, or tray; subclasses 590-600 for condiment dispenser, caster, or caddy; and subclasses 601-641 for a food holder or storage receptacle.
- D9, Packages and Containers for Goods, for disposable food wrappers, boxes, and bottles.

**103 Plural holder:**

This subclass is indented under subclass 102. Design that includes plural inedible supports.

**104 Simulative:**

This subclass is indented under subclass 102. Design that includes an ornamental feature or features that show the ornamental appearance of another article either as applied ornamentation or overall form.

- (1) Note. The search for food products that simulate the appearance of another object should also include the appropriate Design Class and subclass(es) for the actual object being simulated.

**105 Holder, per se:**

This subclass is indented under subclass 102. Design for inedible support for food product such as stick or handle for candy or frozen desert.

## SEE OR SEARCH CLASS:

- 426, Food or Edible Material: Processes, Compositions, and Products, subclasses 91, 134, and 421.
- D7, Equipment for Preparing or Serving Food or Drink Not Elsewhere Specified, subclasses 500 through 588 for china, glassware, serving vessel or tray; subclasses 590-600 for condiment dispenser, caster, or caddy; and subclasses 601-641 for a food holder or storage receptacle.
- D9, Packages and Containers for Goods, for disposable food wrappers, boxes, and bottles.

- 106 SIMULATIVE:**  
This subclass is indented under the class definition. Design for an edible food product that includes an ornamental feature or features that show the ornamental appearance of another article either as applied ornamentation or overall form.
- (1) Note. The search for food products that simulate the appearance of another object should also include the appropriate Design Class and subclass(es) for the actual object being simulated.
- (2) Note. An example of a simulative food product classified in this subclass is an "animal cracker".
- 107 Animate:**  
This subclass is indented under subclass 106. Design wherein the simulative feature is an animal or animal-type figure.
- SEE OR SEARCH CLASS:  
D21, Games, Toys, and Sports Goods, subclasses 576 through 657 for toy animal figures.
- 108 Humanoid:**  
This subclass is indented under subclass 107. Design wherein the simulative feature is a human or humanoid-type animal figure.
- 109 Head or other appendage:**  
This subclass is indented under subclass 108. Design that simulates a portion or portions of a human or humanoid figure such as the head, arm, or leg, or part or parts thereof.
- SEE OR SEARCH CLASS:  
D21, Games, Toys, and Sports Goods, subclass 659 for toy head, mask, or feature.
- 110 Quadruped:**  
This subclass is indented under subclass 107. Design wherein the animal simulated has 4 feet.
- (1) Note. The entire animal does not have to be shown.
- 111 Marine life:**  
This subclass is indented under subclass 107. Design wherein the simulative feature shows a sea creature as fish or sea horse.
- 112 Heart shaped:**  
This subclass is indented under subclass 107. Design wherein the simulative feature is directed to the configuration or form of a heart.
- 113 Vehicle or component thereof:**  
This subclass is indented under subclass 106. Design wherein the simulative feature is directed to a means or conveyance for transportation such as a motor car, bicycle, boat, airplane, or the like.
- SEE OR SEARCH CLASS:  
D12, Transportation, for vehicles.  
D21, Games, Toys, and Sports Goods, subclasses 424 and 425 for toy riding-type vehicles and subclasses 533-560 for representations or toy vehicles.
- 114 Alpha or numeric:**  
This subclass is indented under subclass 106. Design wherein the simulative feature shows a number or letter of the alphabet.
- SEE OR SEARCH CLASS:  
D18, Printing and Office Machinery, subclasses 24 through 31 for type font.
- 115 Plant life:**  
This subclass is indented under subclass 106. Design wherein the simulative feature shows a living organism such as a tree, shrub, vine, or part thereof such as a leaf, flower, or seed.
- 116 ICE CREAM CONE OR CUP:**  
This subclass is indented under the class definition. Design for edible holder for an individual portion of a frozen dairy confection or dessert.
- 117 Square or rectangular orifice:**  
This subclass is indented under subclass 117. Design wherein the dessert placement area is substantially square or rectangular.
- 118 Circular orifice:**  
This subclass is indented under subclass 116. Design wherein the dessert placement area is substantially round.

- 119 Provision for juxtaposed scoops:**  
This subclass is indented under subclass 116. Design that provides for plural portions placed beside one another.
- 120 WITH ENCLOSED OPENINGS:**  
This subclass is indented under the class definition. Design for edible food forms that include visible holes or pierced areas.
- (1) Note. An example of a food product classified in this subclass is a “pretzel”, “doughnut”, etc.
- 121 SCORED FOR PORTION CONTROL:**  
This subclass is indented under the class definition. Design for an edible food form that includes visible indentations or marks indicating or suggesting portion size.
- 122 WITH VISIBLE CONCAVITY FOR FOOD:**  
This subclass is indented under the class definition. Design for an edible food form that shows a depression or depressions for holding another edible product.
- 123 Scoop or dip type:**  
This subclass is indented under subclass 122. Design that includes a “shovel-like” depression with a finger area for lifting or picking up food.
- 124 With circular orifice:**  
This subclass is indented under subclass 122. Design wherein the food holding area is substantially round such as a pizza or pie pastry.
- 125 CONVOLUTED EXTERIOR:**  
This subclass is indented under the class definition. Design for an edible food product with coiled, twisted, braided, or knotted configuration.
- 126 PASTA:**  
This subclass is indented under the class definition. Design for an edible food product formed into various shapes for cooking such as macaroni, spaghetti, etc.
- SEE OR SEARCH CLASS:  
D25, Building Units and Construction Elements, subclasses 119 through 135 for extruded shapes.
- 127 CANDY:**  
This subclass is indented under the class definition. Design for edible sweets.
- (1) Note. Includes chewing gum.
- 128 CRACKER OR COOKIE:**  
This subclass is indented under the class definition. Design for thin, dry, or sweet biscuit.
- (1) Note. Includes cereal bar and cereal piece.
- 129 BREAD OR CAKE TYPE:**  
This subclass is indented under the class definition. Design for baked yeast, or raised flour or meal food product.
- (1) Note. Includes cheesecake or pancake.
- 130 SUBSTANTIALLY CIRCULAR IN PLAN:**  
This subclass is indented under the class definition. Design for edible food form that is substantially round.
- SEE OR SEARCH THIS CLASS, SUBCLASS:  
124, for pasta.  
128, for cookie.
- 199 MISCELLANEOUS:**  
This subclass is indented under the class definition. Design directed to edible food product not elsewhere provided for.
- (1) Note. Includes coffee, infusion, or tea bag.
- SEE OR SEARCH CLASS:  
426, Food or Edible Material: Processes, Compositions, and Products, subclasses 77 through 84 for tea bag.  
D7, Equipment for Preparing or Serving Food or Drink Not Elsewhere Specified, subclasses 300 through 322 for a beverage serving vessel and subclasses 601-604 for food holder or storage receptacle.  
D9, Packages and Containers for Goods, for disposable food wrappers, boxes, and bottles.

- D11, Jewelry, Symbolic Insignia, and Ornaments, subclass 184 for inedible cake or pastry decoration.
- D24, Medical and Laboratory Equipment, subclasses 100 through 104 for pharmaceutical products, including suppository.
- D28, Cosmetic Products and Toilet Articles, subclasses 4 through 8.2 for cosmetic products, including soap, dyes, lipstick, and lip balm.
- D30, Animal Husbandry, subclass 160 for dog chew-type toy.

END